



# WISCONSIN REGULATORY DIGEST

## A Publication of the DEPARTMENT OF REGULATION AND LICENSING FOR PRIVATE SECURITY PERSONS

Volume 3, No. 2

November, 2000

### Statistics

The number of active permit holders and licensees, as of November 1, 2000 is:

Private Security Persons	5281
Private Detective Agencies	481

There is no separate license for private security companies. They must be licensed as private detective agencies.

### Complaints Against Private Security Persons

#### Complaint Statistics (1/1/00 to 10/17/00)

Complaints Received in 1999 –	41
Complaints Closed After Screening –	22
Complaints Closed After Investigation –	20
Complaints Closed With Discipline -	12
Note: The number of complaints closed includes complaints received prior to 2000.	

### PRIVATE SECURITY ADVISORY COMMITTEE

#### Members of the Committee:

Dennis J. Brewer (East Troy)  
Byron Bishop (Madison)  
Edward Byrne (Green Bay)  
Dejustice Coleman (Milwaukee)  
Matt Elliott (Sheboygan)  
Mark Harder (Milwaukee)  
Mark Kirch (Wauwatosa)  
James Mankowski (Madison)  
James H. Martin (Madison)  
William Meloy (Chief of Police, Saukville)  
Mark Riesinger (Wauwatosa)  
Shawn Smith (Madison)

#### Administrative Staff:

Cletus J. Hansen

#### Executive Staff:

Marlene A. Cummings, Secretary  
William Conway, Deputy Secretary  
Myra Shelton, Executive Assistant

### Reminders to Private Security Personnel

1. You may not practice as a private security person until you have a permit. The Department advises employers to always insist on seeing the actual private security permit of a potential employee before putting the person to work. This has been a very significant problem.
2. You or your employer must notify the Department when you leave the employment of a private security company and either transfer to the employment of another private security company or cease working as a private security person.
3. If you receive a firearms permit from the Department, you may only carry a firearm while on duty and in uniform.
4. You may not carry a concealed weapon, unless you are a peace officer.
5. Ushers who do not have a private security permit may not have "security" on their uniform.
6. You must wear a uniform while on duty, except that a licensed private detective may provide private security in plain clothes.
7. When on duty, you must wear an ID or name tag that's clearly visible to the public.

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### **Committee Membership Changes**

The following persons have resigned from membership on the Private Security Advisory Committee: Chief of Police Hugh Martin (Oconomowoc), Darlyne Barlow (Madison), Oscar Mireles (Madison), and Jerry Antoon (Appleton). Secretary Marlene Cummings has expressed her gratitude for the advice and assistance offered to the department by each of these persons during the past 3 years.

The following persons have been appointed to the Committee within the past year: Byron Bishop, DeJustice Coleman, Matt Elliott, James Mankowski, and Chief William Meloy. Chief Meloy is the Chair of the Private Security Liaison Committee of the Wisconsin Chiefs of Police Association. We welcome the new members and look forward to working with them during the next few years. The advice and assistance of all the committee members is an important asset to the department.

### **Private Security Advisory Committee Actions**

The Private Security Advisory Committee has had two meetings since the last issue of the Regulatory Digest was prepared.

**MOTION:** Mark Kirch moved, seconded by Jim Mankowski, that concealed weapon carry only be authorized for licensed private detectives, not for private security persons. Motion carried unanimously. (9/14/00)

**MOTION:** Ed Byrne moved, seconded by Jim Mankowski, that at the next meeting the Committee will develop a content list for required basic private security training, request that a rule be drafted to mandate such training, distinguish between those elements that must be received prior to assignment on a job and the remaining requirements that must be received within the first 90 days of employment, and require the agency-employer to provide and certify the completion of the training. Motion carried unanimously. (9/14/00)

**MOTION:** Mark Kirch moved, seconded by Ed Byrne, to recommend that the Firearms Sub-Committee develop a revised firearms program to include the five steps of the force option continuum. Motion carried unanimously. (9/14/00)

**MOTION:** Mark Kirch moved, seconded by Mark Harder, to propose a statutory change to require agency license renewals on odd-numbered years and individual license renewals on even-numbered years. Motion carried unanimously. (9/14/00) [Editor's note: As the number of permits for private security personnel continues to grow, the renewal of licenses

and permits has become labor-intensive. If a private detective agency has not renewed its license, the licenses or permits of its employees may not be renewed until the agency has renewed. This means that licensing staff have to hold on to the licenses and permits of employees who have sent their renewal applications and then mail them out after the agency has renewed. This is a sure recipe for many phone calls and much confusion.]

### **Firearms Advisory Committee**

The Firearms Advisory Committee has not met since the last issue of the Regulatory Digest. However, the Private Security Advisory Committee has requested that the Firearms Committee review the required firearms course and explore the possibility of adding a Defense and Arrest Tactics (DAAT) component to the course.

### **Survey of Licensee Opinions**

We would like to receive your opinion concerning the issues acted on by the advisory committee. Please do not call us on the telephone -- the lines already have heavy traffic. However, send us a letter, a brief note or an e-mail message. Our e-mail address is on the last page of this digest.

If you write us, please indicate your opinion about education requirements for private security personnel and the addition of a DAAT component to the 36-hour firearms training course.

### **Applicants Having Convictions**

Private detective agency owners and managers are needlessly wasting their time and money, as well as the time and money of potential employees when the agency owners or managers submit applications for a license or permit to the department for persons whom the owners or managers know have been convicted of a felony. The department may not grant a license to such persons, unless they have been pardoned. Moreover, the department cannot refund the cost of the criminal records check and cannot immediately refund the money to a walk-in applicant when departmental staff conduct a CIB check and learn that the applicant has been convicted of a felony.

### **Credential Holder Query**

Be sure to check out the department's new credential holder query feature on the Internet. You will find it at <http://www.drl.state.wi.us>. By accessing this site you will be able to verify whether an individual or business entity holds or has held a license in any of the professions regulated by the department. You will also be able to determine the name of the employer of a private security person.

## **Renewal of Private Security Permits**

All persons who held a valid private security permit in July, 2000, received a renewal application at that time. The permit expiration date was August 31, 2000. As mentioned earlier in the digest, many renewals were held up until the agency employer renewed; however, most of these problems should have been resolved by now. This is the time for a private security company to check with every private security person working for it to determine whether the person holds a current permit with an expiration date of August 31, 2002.

## **Disciplinary Actions**

### **NATIONAL LIBERTY SECURITY INC**

#### **GREEN BAY WI**

#### **REPRIMAND/COSTS**

Employed individuals who were not licensed to perform services as private security guards. Effective 5/23/2000. Sec. 440.26(6)(a)4. and (8), Stats. RL 35.01(13) Case #LS0005242RSG

#### **JAMES L JONES**

#### **MILWAUKEE WI**

#### **REPRIMAND/COSTS**

Subsequent to the issuance of a private security permit the department received a report from the FBI which revealed that he had a history of at least one criminal conviction. Provided false information in his application for a private security permit. Effective 4/25/2000. Sec. 440.26(6), Stats. Case #LS0004252RSG

#### **DEVRON V ZYVIX**

#### **MILWAUKEE WI**

#### **REPRIMAND/COSTS**

Issued a private security permit on 5/8/98. In May of 1999 pled guilty to carrying a concealed weapon, a misdemeanor. Effective 4/12/2000. Sec. 440.26(1), Stats. RL 35.01(2),(8) Case #LS0004121RSG

#### **ANTHONY C WALKER**

#### **MILWAUKEE WI**

#### **REPRIMAND/COSTS**

Subsequent to the issuance of a private security permit, the department received a report from the FBI which revealed he was found guilty of misdemeanor battery in Illinois. He indicated on his application that he had not been convicted of a misdemeanor. Effective 7/26/2000. Sec. 440.26(6), Stats. Case #LS0007261RSG

#### **JAMES WILLIAM OLSON**

#### **APPLETON WI**

#### **REPRIMAND/COSTS**

Subsequent to the issuance of a private security person the department received a report from the FBI which revealed that he had a history of criminal convictions. Effective 4/13/2000. Sec. 440.26(6), Stats. Case #LS0004131RSG

#### **SHIRLEIGH D JOSTAD**

#### **LA CROSSE WI**

#### **VOLUNTARY SURRENDER**

Subsequent to the issuance of a security guard permit the department received a report from the FBI which revealed he had a history of criminal convictions, including a felony conviction in 1961. Provided false information in his application for a security guard permit. Effective 4/25/2000. Sec. 440.26(6), Stats. Case #LS0004253RSG

#### **JAMAL T BELES**

#### **MILWAUKEE WI**

#### **REPRIMAND/COSTS**

Subsequent to the issuance of a private security permit, the department was notified that he was found guilty of a misdemeanor crime. Has been convicted of unemployment compensation fraud. In his application he had indicated that he

had not been convicted of a misdemeanor. Effective 3/14/2000. Sec. 440.26(6)(a)3., Stats. Case #LS0003141RSG

#### **EDMOND R. GRIMMETT, JR.**

#### **PARSON, KS**

#### **REVOKED**

Did not meet condition that requires successful completion of an FBI background search. Has convicted of two felony crimes; therefore, is not eligible for a conditional private security permit. Effective 8/23/2000. Case #LS0008231RSG

#### **RAMON RODRIGUEZ**

#### **MILWAUKEE, WI**

#### **REVOKED**

Did not meet condition that requires successful completion of an FBI background search. Has been convicted of a misdemeanor, engaged in conduct reflecting adversely on his professional qualification, and made a false statement in connection with his application for his permit. Therefore, is not eligible for a conditional private security permit. Effective 8/7/2000. Case #LS0008071RSG

#### **BEN WILSON**

#### **MILWAUKEE WI**

#### **REVOKED**

Did not meet condition that requires successful completion of an FBI background search. Has been convicted of felony crimes; therefore, is not eligible for a conditional private security permit. Effective 8/7/2000. Case #LS0008073RSG

#### **ALBERT L. HARDEN**

#### **MILWAUKEE WI**

#### **REVOKED**

Did not meet condition that requires successful completion of an FBI background search. Has been convicted of 6 felony crimes and 7 misdemeanor crimes. Is not eligible for a conditional private security permit. Effective 8/7/2000. Case #LS0008074RSG

#### **KARL A. BAKER**

#### **FAYETTEVILLE NC**

#### **REVOKED**

Did not meet condition that requires successful completion of an FBI background search. Has been convicted of felony crimes and misdemeanor crimes. Is not eligible for a conditional private security permit. Effective 8/7/2000. Case #LS0008072RSG

#### **ARNOLD B. SIMS**

#### **MILWAUKEE WI**

#### **REVOKED**

Did not meet condition that requires successful completion of an FBI background search. Has been convicted of a felony. Is not eligible for a conditional private security permit. Effective 5/2/2000. Case #LS0005021RSG

#### **JAMADA A. NORRIS**

#### **MADISON WI**

#### **REVOKED**

Failed to file quarterly reports required by the terms of his limitation. His limited private security permit is revoked. Effective 7/25/2000. Case #LS0007252RAL

#### **DAVID A. REVELS**

#### **d/b/a AMERICAN EAGLE SECURITY SERVICES**

#### **AKRON OH**

#### **SUSPENDED**

Has not met the condition that he file documentation of current comprehensive general liability insurance or surety bond every six months to the department. His limited private detective agency license is suspended. Effective 8/4/2000. Case #LS0007253RAL

#### **TINA M. VARGA**

#### **OSHKOSH WI**

#### **REVOKED**

Failed to timely comply with the terms of her license. Her limited private security permit is revoked. Effective 4/1/2000.

# REGULATORY DIGEST

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## Telephone Directory

The telephone number for staff is:

**(608) 266-5511**

After dialing this number you may listen to a menu or you may immediately press one of the following extension numbers:

<b>Application Forms</b>	<b>Press 11</b>
<b>Complaints Against Licensees</b>	<b>Press 12</b>
<b>Whether A Person is Licensed</b>	<b>Press 442</b>
<b>Application Processing &amp; Requirements</b>	<b>Press 43</b>
<b>Changes of Employment</b>	<b>Press 43</b>
<b>FAX Number</b>	<b>608-267-3816</b>

## Visit the Department's Web Site

[www.drl.state.wi.us](http://www.drl.state.wi.us)

For our new "Online Verification of Credential Holders" click on the "Credential Holder Query" button.

Copies of the Regulatory Digest are on the Web.

Send comments to [dorl@drl.state.wi.us](mailto:dorl@drl.state.wi.us)

## Wisconsin Statutes and Code

Copies of the Wisconsin Statutes and Administrative Rules Relating to the Practice of Private Detectives and Private Security Personnel can be ordered from the Department. Include your name, address, county and a check payable to the Department of Regulation and Licensing in the amount of \$5.28. The latest edition is dated July 2000.

## Change of Name or Address?

Please photocopy the mailing label of this digest, make changes in name or address, and return it to the Department. Confirmation of changes is not automatically provided, but may be verified by calling the Bureau office one week after mailing the changes.

**SECTION 440.11, STATS., ALLOWS FOR A \$50 PENALTY TO BE IMPOSED WHEN CHANGES ARE NOT REPORTED WITHIN 30 DAYS.**

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